

ORDINANCE NO. 80

AN ORDINANCE ESTABLISHING THE PROCEDURES FOR THE STORAGE, COLLECTION AND DISPOSAL OF GARBAGE AND RUBBISH; FOR THE LICENSING OF COLLECTORS AND HAULERS OF GARBAGE AND RUBBISH; PROHIBITING BURNING WITHIN THE CITY LIMITS OF THE CITY OF HOKAH, HOUSTON COUNTY, MINNESOTA, AND IMPOSING A PENALTY FOR THE VIOLATION THEREOF

The City Council of the City of Hokah, Houston County, Minnesota, does hereby ordain;

SECTION I – DEFINITIONS

For the purpose of this Ordinance, garbage and rubbish are defined to include refuse of all kinds, both organic and inorganic, that accumulate in the ordinary operation of a household, including grass trimming, ashes, tree branches, leaves and other refuse, excluding rocks and dirt.

SECTION II – PURPOSE

For the purpose of this Ordinance is to maintain sanitation and protect the public health by removal of garbage and rubbish from residences and commercial establishments in the City of Hokah so as to eliminate the wanton disposal of garbage and rubbish on streets, roads and other properties in or near the City of Hokah.

SECTION III – STORAGE OF GARBAGE AND RUBBISH;

No person shall place any garbage or rubbish in any street, sidewalk, alley or other public place or upon any premises, whether owned by such person or not within the limits of the City of Hokah unless it is in proper container for collection.

SECTION IV – GARBAGE AND RUBBISH CONTAINERS;

Garbage and rubbish containers shall be equipped with suitable handles and tight fitting covers and be watertight and the volume thereof shall not exceed 30 gallons. Bags may be used for the storage of garbage, provided they are specifically designed for the storage of garbage and are properly closed and secured.

SECTION V – STORAGE OF CONTAINERS;

Except on days scheduled for collection, or when removed privately, garbage and rubbish containers shall be stored out of view of the public.

SECTION VI – COLLECTION

Garbage and rubbish shall not be allowed to accumulate for more than one week, subject to exemption by the City Council by reason of hardship or other extenuating circumstances.

SECTION VII – BURNING PROHIBITED;

There shall be no burning of garbage and rubbish as defined in this Ordinance, except where such burning would be consistent with the rules and regulations of the Minnesota Pollution Control Agency or other state law thereunto appertaining, in which case persons invoking such burning provisions shall first secure a permit from the then Fire Chief of the Fire Department of the city of Hokah in forms made available from the fire Department or the City Council.

SECTION VIII – GARBAGE COLLECTORS & HAULERS; LICENSING THEREOF

Any person, firm, or corporation engaging in the collection and hauling of garbage for hire within the City limits of the City of Hokah shall be required to have a license therefore, which license shall be issued by the City Clerk of the City of Hokah upon completion of such application form and prerequisites as may be prescribed by the Council approval of such application by the Council and the payment of a license fee of \$25.00.

The collection and hauling of garbage and rubbish for hire shall, for the purpose of this Ordinance, mean any collection and hauling operations of garbage and rubbish by a single person, firm or corporation which involves the garbage and rubbish of five or more residences and/or other organizations in the city of Hokah whether the said services are contracted for a specific consideration or whether the said service is a gratuity.

All activities concerning garbage and rubbish, including the collection, storage and hauling thereof, shall be accomplished in strict accord to the rules, regulations and provisions of the Minnesota Pollution Control Agency and such other laws of the State of Minnesota or other laws and regulations thereunto appertaining.

SECTION IX – VIOLATIONS & PENALTY

Any person, firm or corporation violating any provision of this Ordinance shall be guilty of a misdemeanor and upon conviction shall be punished by a fine not exceeding Three Hundred (\$300.00) Dollars or imprisonment in the County Jail for not more than ninety (90) days. Each day such violation shall continue shall constitute a separate offense.

SECTION X – EFFECTIVE DATE:

This Ordinance shall be effective from and after its passage, adoption and publication as required by law.

Passed and adopted by the City Council of the City of Hokah, Houston County, Minnesota, on this 2nd day of July, 1974.

Harley B. Kuhlmann, Mayor

Attest:

Verian E. Craig, Clerk

Filed this 12th day of July, 1974
Verian Craig, Clerk